



## State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MININGMichael O. Leavitt  
GovernorKathleen Clarke  
Executive DirectorLowell P. Braxton  
Division Director

1594 West North Temple, Suite 1210

PO Box 145801

Salt Lake City, Utah 84114-5801

801-538-5340

801-359-3940 (Fax)

801-538-7223 (TDD)

April 5, 1999

Denise Dragoo, Resident Agent  
Horizon Mining, LLC  
c/o Snell & Wilmer, LLP  
111 East Broadway, Suite 900  
Salt Lake City, Utah 84111


Re: Response to April 2, 1999 Letter, Horizon Mining, LLC, Horizon Mine, ACT/007/020,  
Folder #2, Carbon County, Utah

Dear Ms. Dragoo:

The Division is in receipt of your letter dated April 2, 1999 (fax date). The assumption about the requirement for a mining plan approval is incorrect. There is a difference between "federal coal" included in the approved right-of-way (UTU-73227) and "leased federal coal" that is included in federal coal lease UTU-74804. "Leased federal coal" requires a mining plan approval. The submittal for the 46-acre incidental boundary change (received at the Division on March 26, 1999) will require a federal mining plan approval prior to mining leased federal coal.

If you have any questions, please let me know.

Sincerely,



Pamela Grubaugh-Littig  
Permit Supervisor